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(n/c)**AFTER FINAL PROCEDURE - PLEASE EXPEDITE HANDLING****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:) Group Art Unit: 1638
Hakuo IKEGAMI et al) Examiner: G. HELMER
Appln. No.: 09/893,005)
Confirmation No. 6398) Washington, D.C.
Date Filed: June 28, 2001) December 24, 2002
For: TRANSGENIC PLANTS) ATTY.'S DOCKET: IKEGAMI=2
)
)

AMENDMENT AFTER FINAL REJECTIONDO NOT
ENTERHonorable Commissioner for Patents
Washington, D.C. 202313/19/03
GJF
Sir:

In response to the Office Action of October 22, 2002, please amend as follows:

IN THE CLAIMS

Please replace claims 11-16, 18, 20, and 21 with new amended claims 11-16, 18, 20, and 21 as follows below. A marked up version of the amended claims to show the changes made is attached hereto.

11(Amended). A grown-up transgenic plant which is obtained by (i) introducing a DNA sequence encoding a cytokine of a human or mammalian source into a plant protoplast, plant cell, plant tissue, calli, or a plant; (ii) growing or regenerating the transformed plant protoplast, plant cell,

APPLICATION/PATENT NO: 09/893,005
DOCKET NO: IKEGAMI=2

THE PATENT AND TRADEMARK OFFICE STAMP
HEREON ACKNOWLEDGES RECEIPT OF THE
FOLLOWING PAPERS:

- FEES \$ _____
- PTO FORM 2038 (CH. # _____)
- EXTENSION OF TIME (_____ MONTHS)
- TRANSMITTAL LETTER
- MISSING PARTS RESPONSE WITH DECL.
- AMENDMENT RESPONSE (circle one) *After Final*
 - PRELIMINARY SUPPLEMENTAL
- APPLICATION DATA SHEET
- RESTRICTION/ELECTION REPLY
- SEQUENCE LISTING WITH DISK
- RCE / CPA TRANSMITTAL (circle one)
- NOTICE OF APPEAL
- APPEAL BRIEF (TRIPPLICATE)
- REPLY BRIEF (TRIPPLICATE)
- OTHER _____

CONF. NO.: 6398
CLIENT CODE: SUMA

PTO
DEC 24 2002
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

- ASSIGNMENT
- INFORMATION DISCLOSURE STATEMENT
- FORM SB08A & _____ PATENTS/PUBS
- PRIORITY DOCUMENT(S) NO. _____
- DECLARATION UNDER § _____
- LETTER TO DRAFTSMAN
- _____ SHEETS OF DRAWINGS
- ISSUE FEE TRANSMITTAL FORM
- MAINTENANCE FEE LETTER

B&N-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Hakuo IKEGAMI et al.

Application No.: 09/883,005

Conf. No. 6398

Filed: June 26, 2001

For: TRANSGENIC PLANTS

Art Unit: 1638

Examiner: G. HELMER

Washington, D.C.

Atty.'s Docket: IKEGAMI=2

Date: December 24, 2002

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Sir:

Transmitted herewith is a [XX] Amendment After Final Rejection [] _____
in the above-identified application.

[] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[XX] No additional fee is required.

[] The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	- 11	MINUS -- 20	0
INDEP.	- 1	MINUS *** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
x 9	\$	x 18	\$
x 42	\$	x 84	\$
+ 140	\$	+ 280	\$
ADDITIONAL FEE TOTAL		TOTAL	
		\$	

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- [] First - \$ 55.00
- [] Second - \$ 200.00
- [] Third - \$ 460.00
- [] Fourth - \$ 720.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- [] First - \$ 110.00
- [] Second - \$ 400.00
- [] Third - \$ 920.00
- [] Fourth - \$ 1440.00

Month After Time Period Set

[] Less fees (\$ _____) already paid for ____ month(s) extension of time on _____.

[] Please charge my Deposit Account No. 02-4035 in the amount of \$ _____.

[] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ _____.

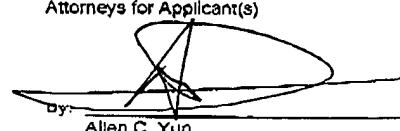
[] A check in the amount of \$ _____ is attached (check no.).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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By:
Allen C. Yun
Registration No. 37,971

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) BY FACSIMILE

OFFICIALCOMMUNICATION**FAX RECEIVED**

Honorable Commissioner for Patents
 Washington, D.C. 20231

FEB 25 2003

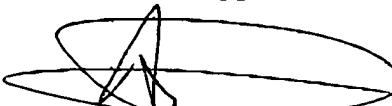
Sir:

GROUP 1600

This will certify that the copy of the Amendment After Final Rejection of December 24, 2002, re-filed by fax herewith is a duplicate copy of the Amendment After Final Rejection originally filed on December 24, 2002. A copy of the USPTO date-stamped postcard receipt is also faxed herewith.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
 Attorneys for Applicant(s)

By 
 Allen C. Yun
 Registration No. 37,971

ACY:pp

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